



[Redacted]

Dept.: E/M

By: EHK/mlh

OSMM&N File No. 0039-7451-2SREISSUE

Serial No. 09/458,235

In the matter of the Application of: Naohisa KAMIYAMA

For: ULTRASOUND DIAGNOSTIC APPARATUS AND METHOD

Due Date: N/A

The following has been received in the U.S. Patent Office on the date stamped hereon:

- ☐ Dep. Acct. Order Form
- ☐ Letter To The Commissioner
- ☐ Executed Supplemental Reissue Declaration by the Inventor
- ☐ PTO Cover Letter

COPY



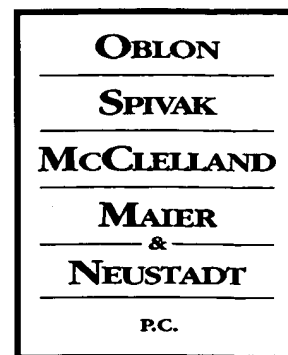
[Redacted]

BEST AVAILABLE COPY



Docket No.: 0039-7451-2S REISSUE

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313



ATTORNEYS AT LAW

ECKHARD H. KUESTERS
(703) 413-3000
EKUESTERS@OBLON.COM

RE: Application Serial No.: 09/458,235

Applicants: Naohisa KAMIYAMA

Filing Date: December 9, 1999

For: ULTRASOUND DIAGNOSTIC APPARATUS AND
METHOD

Group Art Unit: 3737

Examiner: JAWORSKI, F.

COPY

SIR:

Attached hereto for filing are the following papers:

**LETTER TO THE COMMISSIONER
EXECUTED SUPPLEMENTAL REISSUE DECLARATION BY THE INVENTOR**

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Eckhard H. Kuesters

Registration No. 28,870

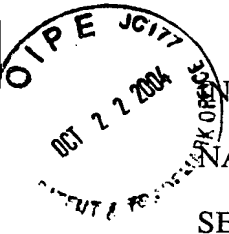
Customer Number

22850

(703) 413-3000 (phone)
(703) 413-2220 (fax)

DOCKET NO: 0039-7451-2S REISSUE

IN THE UNITED STATES PATENT & TRADEMARK OFFICE



RE APPLICATION OF

:

NAOHISA KAMIYAMA

: EXAMINER: JAWORSKI, F.

SERIAL NO: 09/458,235

:

FILED: DECEMBER 9, 1999

: GROUP ART UNIT: 3737

FOR: ULTRASOUND DIAGNOSTIC
APPARATUS AND METHOD

:

COPY

LETTER TO THE COMMISSIONER

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Further to Applicant's Supplemental Amendment filed June 14, 2004, attached hereto
is a Supplemental Reissue Application Declaration executed by the inventor.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Customer Number

22850

Eckhard H. Kuesters
Registration No. 28,870
Attorney of Record

Fax #: (703) 413-2220

EHK/mlh

I:\ATTY\EHK\AMEND-RESPONSES\0039\39S\00397451.LETTER TO THE COMMISSIONER.DOC

COPY



SUPPLEMENTAL REISSUE APPLICATION DECLARATION BY THE INVENTOR	Docket Number
	0039-7451-2S REISSUE

As a below named inventor, I hereby declare that:
My residence, post office address and citizenship are stated below next to my name.
I believe I am the original, first and sole inventor (if only one name is listed below) or an original first and joint inventor (if plural names are listed below) of the subject matter which is described and claimed in the below identified patent:

Patent Number
5,694,937

Date Patent Issued
December 9, 1997

Title of Invention

ULTRASOUND DIAGNOSTIC APPARATUS AND METHOD

for which a reissue patent is sought on the invention entitled:

ULTRASOUND DIAGNOSTIC APPARATUS AND METHOD

the specification of which

☐ is attached hereto

☒ was filed on December 9, 1998

as reissue application number 09/458,235
June 12, 2002, June 24, 2003,
July 7, 2003, and June 14, 2004,
respectively

☒ and (if applicable) was amended on

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

We (I) hereby claim foreign priority benefits under 35 USC §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed. Prior Foreign Application(s):

Application No.	Country	Date/Month/Year	Priority Claimed
7-013874	JAPAN	31/JANUARY/1995	YES
7-089773	JAPAN	14/APRIL/1995	YES
7-143525	JAPAN	08/JUNE/1995	YES

We (I) hereby claim the benefit under 35 USC §119(e) of any United States *provisional* application(s) listed below.

Application Number

Filing Date

We (I) hereby claim the benefit under 35 USC §120 of any United States application(s), or §365I of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 USC §112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

Application Serial No.

Filing Date

Status

08/593,886

January 30, 1996

Patented

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below.
(Check all that apply)

☒ by reason of a defective specification or drawing.

☒ by reason of the patentee claiming more or less than he had the right to claim in the patent.

Reissue Application Declaration by the Inventor (Continued)

At least one error upon which reissue is based is described as follows:
 In Figure 5, Δt_1 and Δt_2 are shown reversed. Failure to obtain the claimed scope recited in Claim 29 was error, and in particular, failure to claim an ultrasound diagnostic apparatus in which first and second drive signals result in generation of respective echo signals representative of first and second image qualities, as stated in Claim 29.

All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant.

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected herewith:

Customer Number

22850

Correspondence Address:
 OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.
 1940 Duke Street
 Alexandria, Virginia 22314.

Facsimile: (703) 413-2220

Telephone: (703) 413-3000

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Full Name of sole or first inventor (given name, family name)

Nachisa KAMIYAMA

Signature

Nachisa Kamiyama

Date

June 16, 2004

Residence

Otawara-shi, Tochigi-ken, Japan

Citizenship

Japan

Post Office Address
 c/o Intellectual Property Division, TOSHIBA CORPORATION, 1-1 Shibaura 1-chome, Minato-ku,
 Tokyo 105, Japan

Full Name of second joint inventor (given name, family name)

Signature

Date

Residence

Citizenship

Post Office Address

Full Name of third joint inventor (given name, family name)

Signature

Date

Residence

Citizenship

Post Office Address

☐ Additional joint inventors are named on separately numbered sheets attached hereto.